

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF INDIANA  
SOUTH BEND DIVISION**

**KEITH COOPER,** )  
                            Plaintiff, )  
v.                            )      Case No. 3:17 CV 834 PPS MGG  
                            )  
**CITY OF ELKHART, STEVE** )  
**REZUTKO, EDWARD WINDBIGLER,** )  
**STEVEN AMBROSE and TOM** )  
**CUTLER, in their individual capacities,** )  
                            )  
                            Defendants. )

**MOTION TO QUASH SUBPOENA**

South Bend Tribune Corp., by its counsel, moves the Court under Fed. Rule Civ. Pro. 45(d)(3) to quash or modify the subpoena served upon the South Bend Tribune by the City of Elkhart, a defendant in this case. In support of its motion, the Tribune files herewith:

1. Brief in Support of Motion to Quash or Modify Subpoena;
2. Declaration of Cory Havens, with exhibits;
3. Certificate of Compliance with N.D. Ind. Local Rule 37-1.

WHEREFORE, the Tribune prays for an order quashing or modifying the City of Elkhart's subpoena, and for all other relief appropriate in the premises.

Respectfully submitted,

**EICHHORN & EICHHORN, LLP**

/s/ John P. Twohy

By: \_\_\_\_\_  
*One of the attorneys for  
South Bend Tribune Corp.*

John P. Twohy  
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**CERTIFICATE OF SERVICE**

I, John P. Twohy, hereby certify that on the 26th day of July 2018, true and complete copies of the foregoing Motion to Quash or Modify Subpoena, were served upon:

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by e-mail, via the Case Management / Electronic Case Files (CM / ECF) System maintained by the Clerk for the United States District Court for the Northern District of Indiana.

/s/ John P. Twohy

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John P. Twohy

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